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US PATENT & TRADEWARK

OFF:CE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. No:

10/524,679

Applicant:

Seung-Hoon Moon et al.

Filed:

February 15, 2005

Title:

A METHOD AND AN APPARATUS FOR PROVIDING MULTIMEDIA SERVICES

IN MOBILE TERMINAL

Docket No.:

N&N-104US

REQUEST FOR REFUND

(Improper Charge of Deposit Account)

Mall Stop 16 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

I. **REFUND REQUEST**

This is a request for refund with respect to the charge to Deposit Account No. 18-0350 shown on the statement dated <u>February 2005</u> for the above-identified application.

Accompanying this request is: \boxtimes

- copy of the monthly statement on which the referred error is listed; 1) 2)
- copy of Preliminary Amendment filed with application;
- 3) copy of Form PTO-1390; and
- copy of American Express credit card statement. 4)

FEES CHARGED FOR WHICH REFUND IS REQUESTED II.

			Amount of Refund Requested	
⊠ ⊠	Excess claims	\$	100	
	TOTAL REFUND REQUESTED	\$	100	

EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR III.

On February 15, 2005, the attached Preliminary Amendment was filed with the application showing 26 total claims with 3 independent claims. Form PTO-1390 authorized the charge for these claims and the U.S. National Phase filing fees (\$1200) to our credit card. A copy of the credit card statement is attached. Therefore, we respectfully request that the amount of \$100 be credited back to our Deposit Account No. 18-0350.

IV. MANNER OF REFUND

Please	make	refund	by:
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Ø crediting Deposit Account No. 18-0350.

refunding payment.

Respectfully submitted,

RatnerPresti

Jacques L. Mkowicz, Reg. No. 41,738

Attorney for Applicants

JLE/kpc

Copy of the monthly statement on which the referred error is listed

Copy of Preliminary Amendment

Copy of Form PTO-1390

Copy of American Express Credit Card Statement

Dated: December 21, 2005

P.O. Box 980 Valley Forge, PA 19482 (610) 407-0700

The Director is hereby authorized to charge or credit Deposit Account No. 18-0350 for any additional fees, or any underpayment or credit for overpayment in connection herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mall, with sufficient postage, in an envelope addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on December 21, 2005.

CONTROL ACCOUNT NUMBER: 3785-902656-91000 CORPORATE ID: 83278 SEQUENCE NUMBER: 695902650503

PATRICIA KELLY RATNERPRESTIA WITHIN 14 DAYS AS PER 04/04/05 YOUR CORPORATE CONTRACT

CORPORATE PURCHASING CARD BILLING STATEMENT CC-1583





TRANSACTION DETAILS

ACCOUNT NUMBER ACCOUNT NAME	SPENDING LIMIT/TYPE	EMPLOYEE ID/COST CENTER UNIVERSAL #	SERVICE ESTABLISHMENT NAME/ADDRESS	ME/ADDRESS	PROCESSING	CURRENT
CONTINUED					DAIE	ACTIVITY
3785-715206-31007 KATHLEEN CARNEY	\$9,000/TRN \$100,000/MTH	ID: O	US PATENT TRADEMARK 703-305-4631 11077054 GOVERNMENT SERVICES SUPPLIER REF: 00011077054	VA 03/15/05	05/03/18	\$1.730.00
			US PATENT TRADEMARK 703-305-4631 11037431 GOVERNMENT SERVICES SUPPLIER REF: 00011037431	VA 03/15/05	05/03/15	\$1.750.00
			US PATENT TRADEMARK 703-305-4631 10187400 GOVERNMENT SERVICES SUPPLIER REF: 00010187400	VA 03/17/05	05/03/17	\$65.00
			US PATENT TRADEMARK 703-305-4631 VA 05/02/24 10524679 GOVERNMENT SERVICES 02/24/05 SUPPLIER REF: 00010524679	VA 02/24/05		\$1,200.00
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Deposit Account Statement

Requested Statement Month: **Deposit Account Number:**

Name:

Attention:

Address: City:

State: Zip:

Country:

February 2005

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RATNER AND PRESTIA

P O BOX 980

VALLEY FORGE

PA 19482

UNITED STATES OF AMERICA

DATE SEQ POSTING ATTOR		
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02/28 254 10524895	MAT-8659US	1633		8,626.13
02/28 2006 78576352	SSM-539US	7001		8,526.13
		1001	\$325.00 \$	8,201.13



START SUM OF BALANCE CHARGES \$15,790.24 \$21,597.11

SUM OF END REPLENISH BALANCE \$14,008.00 \$8,201.13



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PTO-1390 (Rev. 02-2005) or use through 3/31/2007. OMB 0651-0021 Appro. U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Papenwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid OMB control re TRANSMITTAL LETTER TO THE UNITED STATES ATTTORNEY'S DOCKET NUMBER DESIGNATED/ELECTED OFFICE (DO/EO/US) N&N-104US CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 U.S. APPLICATION NO. (If known, see 37 CFR 1.5) To Be Assigned INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PCT/KR2004/000832 PRIORITY DATE CLAIMED 10 April 2004 (10.04.2004) 10 April 2003 and 21 May 2003 TITLE OF INVENTION A METHOD AND AN APPARATUS FOR PROVIDING MULTIMEDIA SERVICES IN MOBILE **TERMINAL** APPLICANT(S) FOR DO/EO/US Seung-Hoon MOON; Chang-Man WANG; Yong-Bo CHO Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. Make the a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items The US has been elected (Article 31). 5. V A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. 6. 🗀 An English tanguage translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. An eath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. 🔲 An English language translation of the annexes of the International Pretiminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. A prefiminary amendment. An Application Data Sheet under 37 CFR 1.76. 15. 🔲 A substitute specification. 16. A power of attorney and/or change of address letter. 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. A second copy of the published international Application under 35 U.S.C. 154(d)(4). 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

Other items or Information: Certificate of Express Mail; Return Postcard; WO 2004/091112 This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the including gathering information, preparing, and submitting the completed form to the USPTO. Time will very depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief triormation Officer, U.S. Patent and Tradomark Office. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Page 1 of 2

Approved for use through 3/31/20

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB con U.S. APPLICATION NO. (if known, see 37 CFR 1.5) INTERNATIONAL APPLICATION NO. To Be Assigned ATTORNEY'S DOCKET NUMBER PCT/KR2004/000832 N&N-104US The following fees have been submitted 21. 💟 CALCULATIONS PTO USE ONLY ^{\$} 300 Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of All other situations.... \$ 200 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority......\$100 International Search Report prepared and provided to the Office.......\$400 All other situations......\$500 \$ 400 TOTAL OF 21, 22 and 23 a Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). \$ 900 The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction RATE thereof (round up to a whole number) /50 = Surcharge of \$130.00 for furnishing the eath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). \$ NUMBER FILED NUMBER EXTRA RATE Total claims 26 - 20 = 6 × \$50 \$ 300 Independent claims - 3 = x \$200 MULTIPLE DEPENDENT CLAIM(S) (if applicable) \$ TOTAL OF ABOVE CALCULATIONS = Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. \$ 1,200 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). TOTAL NATIONAL FEE = Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied \$ 1,200 by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property TOTAL FEES ENCLOSED = Amount to be refunded: Amount to be charged: \$ 1,200 a. 🔲 A check in the amount of \$ _ to cover the above fees is enclosed. Please charge my Deposit Account No. A duplicate copy of this sheet is enclosed. in the amount of \$ ___ __ to cover the above fees. c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit t Account No. 18-0350. A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card, WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the international Application to panding status. SEND ALL CORRESPONDENCE TO: Customer Number 23122 OR MATURE Ratner Prestia, P.O. Box 980, Valley Forge, PA 19482 Jakques L. Etkowicz RatnerPrestia, P.O. Box 1596, Wilmington, DE 19899 41,738 February 15, 2005 REGISTRATION NUMBER FORM PTO-1390 (REV. 02-2005)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No:

To Be Assigned

Applicants:

Seung-Hoon MOON et al.

Filed:

Herewith

Title:

A METHOD AND AN APPARATUS FOR PROVIDING MULTIMEDIA SERVICES IN

MOBILE TERMINAL

Docket No.:

N&N-104US

PRELIMINARY AMENDMENT

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Prior to examination, please amend the above-identified application as follows:

 \boxtimes Amendments to the Specification begin on page 2 of this paper. 図 Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper. \boxtimes Amendments to the Drawings begin on page 9 of this paper and include an attached replacement sheet(s). Amendments to the Abstract are on page Abstract is on page of this paper. A clean version of the of this paper. Remarks/Arguments begin on page of this paper. KPC_I: WAN 104US VPAMEND. DOC



Amendments to the Specification:

Please add the following new paragraph after the Title and before the first paragraph on page 1:

This application is a U.S. National Phase of PCT International Application No. PCT/KR2004/000832, filed April 10, 2004.

Please replace the paragraph, beginning at page 5, line 2, with the following rewritten paragraph:

The present invention is conceived considering the above-mentioned circumstances. The objectAccording to one aspect of the present invention, is when a user uses a mobile terminal, to an exemplary method of the present invention provides provide a method for providing multimedia services to the mobile terminal which offers multimedia data allocated to each event to the user while the user pushes a key button and an apparatus for providing the same.

Please replace the paragraph, beginning at page 5, line 9, with the following rewritten paragraph:

The An additional object aspect of the present invention is to provide a method for providing multimedia data which displays various background screens while the user selects number keys or special keys of the mobile terminal and an apparatus for providing the same.

Please replace the paragraph, beginning at page 5, line 15, with the following rewritten paragraph:

In addition, <u>yet</u> another <u>object-aspect</u> of the present invention is to provide a method for providing multimedia data which transforms and transmits data including multimedia file transmitted to the mobile terminal as one package data and which executes at least two data among video data, audio data and text data, and an apparatus for providing the same.

Please replace the paragraph, beginning at page 5, line 21, with the following rewritten paragraph:

The method for providing multimedia services according to the first point of view of the present invention for achieving the above objects comprises the steps of:



Please replace the paragraph, beginning at page 10, line 2, with the following rewritten paragraph:

The apparatus for providing multimedia services in a mobile terminal according to the third point of view of the present invention for achieving the object comprises:

Please replace the paragraph, beginning at page 11, line 21, with the following rewritten paragraph:

Fig. $\frac{2}{3}$ is a flow chart for schematically explaining the method for providing the multimedia services according to one embodiment of the present invention.

Please replace the paragraph, beginning at page 15, line 18, with the following rewritten paragraph:

As defined herein, the The mobile terminal (200) includes may not only be a cellular phone, but may also be a PDA and or a notebook computer. The present invention describes a mobile terminal as one embodiment, but this invention can be applied to a wireline as well as a wireless terminal which can connect to the wireline or wireless internet through the communication network (120).

Please replace the paragraph, beginning at page 17, line 20, with the following rewritten paragraph:

The transmitted package data is stored in the memory (270) of the mobile terminal (200), and if certain conditions, such as inputting of the key signal of the mobile terminal (200), are satisfied, the multimedia file included in the package date data is executed and the video data and text data are provided to a displaying part (260), and the audio data is provided to a speaker (230) (S330).

Please replace the paragraph, beginning at page 22, line 18, with the following rewritten paragraph:

The audio data (440) region comprises information (441) of the relevant data allocated to a certain execution condition, information of the kind of the audio format of the relevant data (e.g., wav and mp3) (442) and a substantial audio data (423)(443) region.



Amendments to the Claims: This listing of claims will replace all prior versions, and listings, of claims in the application

Listing of Claims:

- (Original) A method for providing multimedia services in a mobile terminal comprising the steps of:
- (a) generating and storing a package data including an execution condition to be executed in the mobile terminal and a predetermined multimedia file according to the execution condition; and
- (b) downloading the package data according to a previously set condition to the mobile terminal through a communication network.
- (Original) The method as claimed in claim 1, further comprising the step of :
- (c) a step of executing the multimedia file according to the execution condition when the execution condition in the mobile terminal receiving the package data is satisfied.
- 3. (Currently Amended) The method as claimed in claim 1 or 2, wherein the execution condition is satisfied by a key signal generated from a key pad of the mobile terminal being inputted to the mobile terminal.
- 4. (Original) The method as claimed in claim 3, wherein the key signal is one of the following signals:
- a starting key signal for supplying power to the mobile terminal, a call receiving key signal for connecting a call when a call is requested to the mobile terminal, a call sending key signal used when a call is requested by using the mobile terminal, an ending key signal for ending the mobile terminal and an internet connecting key signal used when a wireless communication network is connected by using the mobile terminal.
- 5. (Original) The method as claimed in claim 3, wherein the execution condition is satisfied by a number key signal of the mobile terminal being inputted to the mobile terminal.
- 6. (Original) The method as claimed in claim 5, wherein the execution condition is satisfied by a special key signal of the mobile terminal being inputted to the mobile terminal.



- 7. (Original) The method as claimed in claim 1, wherein the step of a) generating and storing the package data comprises the steps of:
 - a-1) setting at least one execution condition to be executed in the mobile terminal;
- a-2) selecting a predetermined multimedia file according to the set execution condition; and
- a-3) generating and storing the execution condition and the multimedia file according to the execution condition as one file.
- 8. (Currently Amended) The method as claimed in claim 1 or -7, wherein the package data is stored as a compressed file in order to reduce the transmission capacity.
- 9. (Currently Amended) The method as claimed in claim 1-or 7, wherein the package data is stored as a simple merged file in order to generate the package data quickly in the package generating server.
- 10. (Original) The method as claimed in claim 1, wherein the predetermined condition is to receive a download requesting message of the multimedia file from the mobile terminal.
- 11. (Original) The method as claimed in claim 1, wherein the multimedia file comprises video data and audio data.
- 12. (Original) A method for providing multimedia services in a mobile terminal, comprising the steps of:
 - setting at least one execution condition

to be executed in the mobile terminal;

- (ii) selecting a predetermined multimedia file according to the set execution condition;
- (iii) generating and storing a package data including the execution condition and the multimedia file according to the execution condition;
 - (iv) downloading the package data according to the set condition to the mobile



terminal through the communication network and storing the package data in the memory part of the mobile terminal; and

- executing the multimedia file according to the execution condition if the execution condition is satisfied in the mobile terminal receiving the package data.
- 13. (Original) The method as claimed in claim 12, wherein the multimedia data includes at least one data among video data, audio data and text data.
- 14. (Original) The method as claimed in claim 13, wherein the package data is stored as a compressed file in order to reduce the transmission capacity in the communication network.
- 15. (Original) The method as claimed in claim 13, wherein the package data is stored as a simple merged file in order to generate the package data quickly in the package generating server.
- 16. (Original) The method as claimed in claim 12, wherein the execution condition is satisfied by inputting to the mobile terminal one of the following signals:
- a starting key for supplying power with the mobile terminal, a call receiving key signal for connecting a call when a call is requested to the mobile terminal, a call sending key signal when requesting a call by using the mobile terminal, an ending key signal for ending the mobile terminal, and an internet connecting key signal when connecting the wireless communication network by using the mobile terminal.
- 17. (Original) The method as claimed in claim 12, wherein the execution condition is satisfied by number key signals or special key signals being inputted in the alternative.
- 18. (Original) An apparatus for providing multimedia services in a mobile terminal comprising:
- a package data generating part for generating a package data including an execution condition to execute a multimedia file in a mobile terminal and a predetermined multimedia file according to the execution condition; and
- a package data managing part for storing the package data generated from the package data generating part and for transmitting the package data to the mobile terminal according to



a predetermined condition.

- 19. (Original) The apparatus as claimed in claim 18, wherein the package data generating part comprises:
- a database managing module for storing the multimedia file transmitted from the multimedia file provider server by predetermined classified item; and
- a package data generating module for generating a package data by combining one execution condition with at least one multimedia file and by combining each of the multimedia files stored correspondingly to a plurality of execution conditions with the plurality of execution.
- 20. (Original) The apparatus as claimed in claim 18, wherein the package data managing part comprises:
- a user information managing module for managing a plurality of mobile terminals provided with the multimedia services;
- a storing module for storing a package data generated from the package data generating part; and
- a transmitting module for transmitting the package data to the mobile terminal if the mobile terminal requests the package data to be downloaded or if the latest downloading information passes a certain time when searching the downloading information.
- 21. (New) The method as claimed in claim 2, wherein the execution condition is satisfied by a key signal generated from a key pad of the mobile terminal
- 22. (New) The method as claimed in claim 21, wherein the key signal is one of the following signals:
- a starting key signal for supplying power to the mobile terminal, a call receiving key signal for connecting a call when a call is requested to the mobile terminal, a call sending key signal used when a call is requested by using the mobile terminal, an ending key signal for ending the mobile terminal and an internet connecting key signal used when a wireless communication network is connected by using the mobile terminal.



- 23. (New) The method as claimed in claim 21, wherein the execution condition is satisfied by a number key signal of the mobile terminal being inputted to the mobile terminal.
- 24. (New) The method as claimed in claim 21, wherein the execution condition is satisfied by a special key signal of the mobile terminal being inputted to the mobile terminal.
- 25. (New) The method as claimed in claim 7, wherein the package data is stored as a compressed file in order to reduce the transmission capacity.
- 26. (New) The method as claimed in claim 7, wherein the package data is stored as a simple merged file in order to generate the package data quickly in the package generating server.



Amendments to the Drawings:

The attached sheet of drawings includes changes to Figure 3. This sheet replace the original

In Block S310 "MULTIMEDIA" was misspelled.

Attachment

Respectfully submitted,

RatnerPrestia

acques L. Etkowicz, Reg. No. 41,738

Attorney for Applicants

JLE/kpc

Attachment:

Figure 3 (1 sheet)

Dated: February 15, 2005

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Kathleen Libby

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